

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

2015 NOV 13 P 4: 07

NICOLE P. ERAMO

Plaintiff

v.

ROLLING STONE LLC,
SABRINA RUBIN ERDERLY, and
WENNER MEDIA LLC,

Defendants.

)
) CLERK US DISTRICT COURT
) ALEXANDRIA VIRGINIA
)
) Case No. 1:15mc-35
) GBL/IDP
)
)
) Underlying litigation:
) *Eramo v. Rolling Stone, LLC, et al.,*
) Case No. 3:15-cv-00023-GEC, in the
) United States District Court for the
) Western District of Virginia
)

**NICOLE ERAMO'S MOTION TO COMPEL NONPARTY RESPONDENT "JACKIE"
TO COMPLY WITH RULE 45 SUBPOENA**

Pursuant to Federal Rule of Civil Procedure 45(d)(2)(B), Movant Nicole Eramo, Plaintiff in the case of *Eramo v. Rolling Stone LLC, et al.*, No. 3:15-cv-00023-GEC, currently pending in the United States District Court for the Western District of Virginia, hereby files this Motion to Compel Nonparty Respondent "Jackie" to Comply with Rule 45 Subpoena. In support of this Motion, Movant Eramo relies on the arguments and authorities set forth in her November 13, 2015 Memorandum of Law in Support of her Motion to Compel Nonparty Respondent "Jackie" to Comply with Rule 45 Subpoena, which is being filed concurrently herewith.

In accordance with Federal Rule of Civil Procedure 45(d)(2)(B)(i) and Local Rules 7(E) and 37(E), the undersigned counsel certifies that counsel for Nicole Eramo conferred by letter and by telephone with Palma Pustilnik of the Virginia Legal Aid Society and several attorneys at the law firm Stein Mitchell Cipollone Beato & Missner LLP, counsel to Respondent "Jackie," prior to the filing of this Motion, and that counsel for the Movant made a good faith effort to resolve the discovery matters at issue.

WHEREFORE, Movant Nicole Eramo respectfully requests that the Court grant her Motion to Compel Nonparty Respondent "Jackie" to Comply with Rule 45 Subpoena.

Dated: November 13, 2015

Respectfully submitted,

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ATTORNEYS FOR NICOLE ERAMO

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Plaintiff's Motion to Compel Nonparty Respondent "Jackie" to Comply with Rule 45 Subpoena was served on the below counsel on November 13, 2015, via email and Federal Express overnight delivery.

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Dated: November 13, 2015

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